



DOCKET NO. 1293.1108

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Jung-wan KO et al.

Serial No. 09/805,446

Group Art Unit: 2114

Confirmation No. 2059

Filed: March 14, 2001

Examiner: Timothy M. Bonura

For: METHOD OF VERIFYING DEFECT MANAGEMENT AREA INFORMATION OF DISC AND  
TEST APPARATUS FOR PERFORMING THE SAME

**LETTER TO THE EXAMINER REQUESTING CONSIDERATION OF TIMELY FILED  
INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

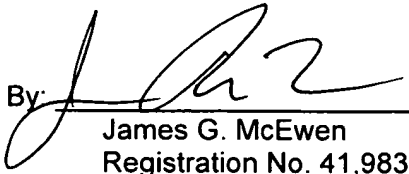
Further to a review of the instant application after receipt of the Notice of Allowance mailed February 10, 2005, it appears that the applicants have not received confirmation that the Information Disclosure Statement filed on February 4, 2005 has been considered. A copy of the Information Disclosure Statement and the post card date stamped February 4, 2005 is enclosed for the convenience of the Examiner. A copy of the references submitted with the Information Disclosure Statement can be provided at the request of the Examiner.

It is respectfully requested that the Examiner confirm consideration of the Information Disclosure Statement.

If the Examiner has any remaining issues to be addressed, it is believed that prosecution can be expedited by the Examiner contacting the undersigned attorney for a telephone interview to discuss resolution of such issues.

Respectfully submitted,

STEIN, MCEWEN & BUI LLP

By:   
James G. McEwen  
Registration No. 41,983

1400 Eye Street, NW, Suite 300  
Washington, D.C. 20005  
Telephone: (202) 216-9505  
Date: FEB. 16, 2005

Please Date Stamp and return

Information Disclosure Statement, form PTO-1449, copy of European Search Report, 6 references, Attachment 1(e), and \$180.00 Check

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APPLICANT(S): Jung-wan KO et al.

SERIAL NO: 09/805,446

CONFIRMATION NO. 2059

TITLE: METHOD OF VERIFYING DEFECT MANAGEMENT AREA INFORMATION OF DISC  
AND TEST APPARATUS FOR PERFORMING THE SAME

FILING DATE: March 14, 2001

DOCKET NO: 1293.1108/JGM:ke

DUE DATE: April 14, 2005





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Jung-wan KO et al.

Application No.: 09/805,446

Group Art Unit: 2114

Filed: March 14, 2001

Examiner: Timothy M. Bonura

For: METHOD OF VERIFYING DEFECT MANAGEMENT AREA INFORMATION OF DISC  
AND TEST APPARATUS FOR PERFORMING THE SAME

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure provisions of 37 CFR § 1.56, there is hereby provided certain information which the Examiner may consider material to the examination of the subject U.S. patent application. It is requested that the Examiner make this information of record if it is deemed material to the examination of the subject application.

1. Enclosures accompanying this Information Disclosure Statement are:

- 1a. ☒ Form PTO-1449.
- 1b. ☒ Copy(ies) of IDS citation(s), except for U.S. Patents and U.S. Patent Application publications for applications filed on or after June 30, 2003.
- 1c. ☒ English language copy of a communication(s) from a foreign Patent Office or a PCT International Search Report.
- 1d. ☐ English language translation (Abstract Only) attached to non-English language publications as indicated on the attached Form PTO-1449.
- 1e. ☒ Explanations of Relevancy of References (ATTACHMENT 1(e), hereto) for providing a concise explanation of non-English publications.
- 1f. ☐ List of Copending Applications (ATTACHMENT 1(f), hereto).
- 1g. ☐ List of Additional Submitted Documents (ATTACHMENT 1(g), hereto).

2. ☐ This Information Disclosure Statement is filed under 37 CFR § 1.97(b):

*(Check either Item 2a or 2b or 2c or 2d)*

- 2a. ☐ Within three months of the filing date of a national application;
- 2b. ☐ Within three months of the date of entry of the national stage as set forth in § 1.491 in an international application.
- 2c. ☐ Before the mailing of a first Office Action on the merits; or
- 2d. ☐ Before the mailing of a first Office Action after the filing of a Request for Continued Examination under § 1.114.

3. ☐ This Information Disclosure Statement is filed under 37 CFR § 1.97(c) after the period specified in paragraph 2 above but before the mailing date of any of a Final Office Action under § 1.113, a Notice of Allowance under § 1.311 or an action that otherwise closes prosecution in the application, AND

*(Check either Item 3a or 3b; Item 3b to be checked if any reference known for more than 3 months)*

3a. ☐ The § 1.97(e) Statement in Item 5 below is applicable; OR

3b. ☐ The \$180.00 fee set forth in 37 CFR § 1.17(p) is:

☐ enclosed.

☐ to be charged to Deposit Account No. 503333.

4. ☒ This Information Disclosure Statement is filed under 37 CFR § 1.97(d) after the period specified in paragraph 3 above, but on or before payment of the Issue Fee, AND

4a. ☒ The § 1.97(e) Statement in Item 5 below is applicable; AND

4b. ☒ The \$180.00 fee set forth in 37 CFR § 1.17(p) is:

☒ enclosed.

☐ to be charged to Deposit Account No. 503333.

5. ☒ Statement under § 1.97(e) (*applicable if Item 3a or Item 4a is checked*)

*(Check either Item 5a or 5b)*

5a. ☒ In accordance with 37 CFR § 1.97(e)(1), it is stated that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

5b. ☐ In accordance with 37 CFR § 1.97(e)(2), it is stated that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known by any individual designated in § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

6. ☐ This is a continuation/divisional/continuation-in-part application under 37 CFR § 1.53(b).

*(Check appropriate Items 6a and/or 6b)*

6a. ☐ Copies of the publications listed on the attached Form PTO-1449 which were previously cited in prior application Serial No. \_\_\_, filed on \_\_\_, and which is relied on for an earlier effective filing date for the subject application under 35 U.S.C. § 120, have been omitted pursuant to 37 CFR § 1.98(d).

6b. ☐ Copies of the publications listed on the attached Form PTO-1449 which were not previously cited in prior application Serial No. \_\_\_, filed on \_\_\_, and which is relied on for an earlier effective filing date for the subject application under 35 U.S.C. § 120, are provided herewith.

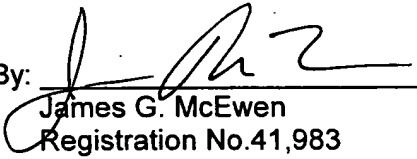
7. ☐ This is a Request for Continued Examination under 37 CFR § 1.114.  
(Check either Item 7a or 7b)
- 7a. ☐ The Issue Fee has not been paid.
- 7b. ☐ A Petition to Withdraw from issue under 37 CFR § 1.313(c) is filed concurrently herewith or has been granted. A Request for Continued Examination under 37 CFR § 1.114, after payment of the Issue Fee, is proper in accordance with 37 CFR § 1.114(a), respectively.
8. ☐ This is a Supplemental Information Disclosure Statement.  
(Check either Item 8a or 8b)
- 8a. ☐ This Supplemental Information Disclosure Statement under 37 CFR § 1.97(f) supplements the Information Disclosure Statement filed on \_\_\_\_\_. A bona fide attempt was made to comply with 37 CFR § 1.98, but inadvertent omissions were made. These omissions have been corrected herein. Accordingly, additional time is requested so that this Supplemental IDS can be considered as if properly filed on \_\_\_\_\_.
- 8b. ☐ This Supplemental Information Disclosure Statement is timely filed within one (1) month of the Notice under 37 CFR §§ 1.97 and 1.98, mailed \_\_\_\_\_.
9. ☒ In accordance with 37 CFR § 1.98, a concise explanation of what is presently understood to be the relevance of each non-English language publication is:  
(Check appropriate Items 9a, 9b, 9c and/or 9d)
- 9a. ☒ satisfied for the non-English language publication(s) cited on the enclosed "English language version of the search report or action which indicates the degree of relevance found by the foreign office". (See MPEP § 609, Minimum Requirements for an Information Disclosure Statement, Part A(3): Concise Explanation of Relevance, 8th Ed., Rev. 2)
- 9b. ☐ set forth in the application.
- 9c. ☐ satisfied for the non-English language publication(s) indicated on the attached Form PTO-1449 as having an English language translation (Abstract Only) attached thereto.
- 9d. ☒ enclosed as Attachment 1(e), hereto.
10. No admission is made that the information cited in this Statement is, or is considered to be, material to patentability nor a representation that a search has been made (other than search report(s) from a counterpart foreign application or a PCT International Search Report, if submitted herewith). 37 CFR §§ 1.97(g) and (h).

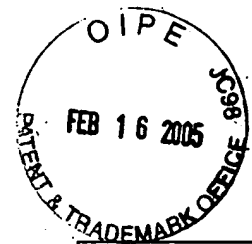
11. The Commissioner is authorized to credit any overpayment or charge any additional fee required under 37 CFR § 1.17 for this Information Disclosure Statement to Deposit Account No. 503333.

Respectfully submitted,

STEIN, MCEWEN & BUI, LLP

Dated: FEB. 4, 2005  
1400 Eye St., N.W.  
Suite 300  
Washington, D.C. 20005  
Telephone: (202) 216-9505  
Facsimile: (202) 216-9510

By:   
James G. McEwen  
Registration No. 41,983



Sheet 1 of 1

FORM PTO-1449  <b>U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE</b>  <b>LIST OF REFERENCES CITED BY APPLICANT</b>  (Use several sheets if necessary)	ATTORNEY DOCKET NO.	APPLICATION NO.
	1293.1108	09/805,446
	FIRST NAMED INVENTOR	
	Jung-wan KO et al.	
	FILING DATE	GROUP/ART UNIT
	March 14, 2001	2114

**U.S. PATENT DOCUMENTS**

*EXAMINER INITIAL		DOCUMENT NO.	DATE	NAME	CLASS	SUB- CLASS	FILING DATE
	AA	5,404,357	04/1995	Ito et al.			
	AB	6,564,345	05/2003	Kang et al.			

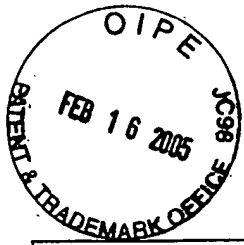
**FOREIGN PATENT DOCUMENTS**

		DOCUMENT NO.	DATE	COUNTRY	TRANSLATION YES NO		ABSTRACT
	AC	1227950	09/1999	China		X	
	AD	WO 01/22416	03/2001	WIPO			
	AE	0 281 408	09/1988	Europe			
	AH						

**OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)**

				TRANSLATION YES NO	
	AI	ECMA: STANDARDIZING INFORMATION AND COMMUNICATION SYSTEMS: "120mm DVD Rewritable Disk (DVD-RAM)," Standard ECMA-272, 2nd Edition, June 1999, pp 1-99.			
	AJ				

EXAMINER	DATE CONSIDERED
<b>*EXAMINER:</b> Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	

**ATTACHMENT 1(e)****EXPLANATIONS OF RELEVANCY  
OF REFERENCES**

ATTORNEY DOCKET NO.	APPLICATION NO.
1293.1108	09/805,446
FIRST NAMED INVENTOR	
Jung-wan KO et al.	
FILING DATE	GROUP ART UNIT
March 14, 2001	2114

Chinese Application No. 1227950 corresponds to U.S. 6,564,345.